

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

ALASKA PLUMBING AND PIPEFITTING  
INDUSTRY PENSION FUND and Robert  
Hubbard as a Fiduciary of the ALASKA  
PLUMBING AND PIPEFITTING INDUSTRY  
PENSION FUND,

Plaintiffs,

v.

POLAR REFRIGERATION AND  
RESTAURANT EQUIPMENT, INC; and  
COMMERCIAL KITCHEN SOLUTIONS,  
LLC,

Defendants.

CASE NO. 2:20-cv-00173-RSM

STIPULATED MOTION TO EXTEND  
DEADLINES

Pursuant to Local Rule 7(d)(1) of the Western District of Washington, Plaintiffs Alaska Plumbing and Pipefitting Industry Pension Fund and Robert Hubbard as a Fiduciary of the Alaska Plumbing and Pipefitting Industry Pension Fund (“Plaintiffs”) and Defendants Commercial Kitchen Solutions LLC and Polar Refrigeration and Restaurant Equipment, Inc. (“Defendants”), through their counsel, respectfully file this Stipulated Motion to Extend the Deadline for Defendants to respond to the Complaint, and a 30-day extension of the Rule 26 deadlines. This motion is for good cause and not for the purpose of delay. This Stipulated Motion is made with respect to the following:

1. Plaintiffs filed the Complaint on or about February 4, 2020;

2. Plaintiffs caused the Complaint to be served on Defendants on or about April 15, 2020.
3. Defendants' present deadline for responding to the Complaint is May 5, 2020;
4. Defendants require additional time to investigate the facts giving rise to Plaintiffs' claims;
5. Plaintiffs and Defendants have conferred and agreed, subject to the Court's approval, to extend the deadline for Defendants to file their response to the Complaint until June 2, 2020.
6. Plaintiffs and Defendants have also conferred and agreed, subject to the Court's approval, to a 30-day extension of the Rule 26 deadlines as follows:
  - a. FRCP 26(f) conference deadline of May 14, 2020 to be extended until June 11, 2020;
  - b. Initial disclosures deadline of May 21, 2020 to be extended until June 18, 2020; and
  - c. Joint status report deadline of May 28, 2020 to be extended until June 25, 2020.

Accordingly, the parties by and through the undersigned counsel, stipulate and agree as follows, subject to the Court's approval, that good cause appearing, the deadline for Defendants to respond to Plaintiffs' Complaint is extended to June 2, 2020, and the Rule 26 deadlines are extended by 30 days.

DATED this 5<sup>th</sup> day of May, 2020.

s/ Paul Richard Brown  
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 Richard J. Omata, WSBA #7032  
 Brett A. Elliott, WSBA # 51157  
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Attorneys for Defendant Commercial Kitchen  
Solutions, LLC and Polar Refrigeration and  
Restaurant Equipment, Inc.

s/ Jeffrey G. Maxwell

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Counsel for Plaintiffs

STIPULATED MOTION TO EXTEND

DEADLINES - [3](#)

CASE NO. 2:20-cv-00173-RSM

#1314859 v1 / 74190-001

KARR TUTTLE CAMPBELL  
701 Fifth Avenue, Suite 3300  
Seattle, Washington 98104  
Main: (206) 223 1313  
Fax: (206) 682 7100

**ORDER**

IT IS HEREBY ORDERED that the Stipulated Motion to Extend the Deadlines is granted. The deadline for Defendants to response to Plaintiffs' Complaint is extended to June 2, 2020, and the Rule 26 deadlines are extended by 30 days.

IT IS SO ORDERED this 7<sup>th</sup> day of May, 2020.



RICARDO S. MARTINEZ  
CHIEF UNITED STATES DISTRICT JUDGE

Presented by:

s/ Paul Richard Brown

Paul Richard Brown, WSBA # 19357  
Richard J. Omata, WSBA #7032  
Brett A. Elliott, WSBA # 51157  
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Counsel for Plaintiffs

**CERTIFICATE OF SERVICE**

I, Rondi Moreau, affirm and state that I am employed by Karr Tuttle Campbell in King County, in the State of Washington. I am over the age of 18 and not a party to the within action. My business address is: 701 Fifth Ave., Suite 3300, Seattle, WA 98104. On this day, I caused to be filed a true and correct copy of the foregoing STIPULATED MOTION TO EXTEND DEADLINES and Certificate of Service by using the Court's electronic filing system. I caused the same to be served on the parties listed below in the manner indicated.

Jeffrey G. Maxwell, Esq. Barlow Coughran Morales & Josephson, P.S. <i>Attorneys for Plaintiffs</i>	<input checked="" type="checkbox"/> CM/ECF via court's website jeffreym@mrbclaw.com
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Neil J. Gregorio Scott R. Leah Kathleen A. Nandan Brian A. Pepicelli Ian M. Grecco Tucker Arensberg, P.C. <i>Attorneys for Plaintiffs</i>	<input checked="" type="checkbox"/> CM/ECF via court's website ngregorio@tuckerlaw.com sleah@tuckerlaw.com knandan@tuckerlaw.com bpepicelli@tuckerlaw.com igrecco@tuckerlaw.com
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I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct, to the best of my knowledge.

Executed on this 5<sup>th</sup> day of May 2020, at Seattle, Washington.

/s/ Rondi Moreau  
 Rondi Moreau